

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Judge William J. Martínez**

Civil Action No. 09-cv-00967-WJM-MJW

ALLSTATE INSURANCE COMPANY,

Plaintiff,

v.

THE WEST AMERICAN INSURANCE COMPANY,

Defendant

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**ORDER VACATING TRIAL SETTING FOR MAY 16, 2011 AND  
DENYING MOTION FOR CONTINUANCE IN PART**

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This matter is before the Court *sua sponte*. Due to a conflict in the Court's schedule, the Jury Trial set for May 16, 2011 is hereby VACATED. Pursuant to WJM Practice Standard V.C., trial will be re-set upon entry of a Final Pretrial Order in this case. As a consequence the Defendant's Motion to Continue the Trial Date [195] is DENIED in part as MOOT. The remainder of the Motion (Doc. #195) concerning (1) Amending the Scheduling Order (Doc. #20), (2) Resetting the Final Pretrial Order, and (3) Expedited Briefing Schedule and Ruling is hereby referred to Magistrate Judge Michael J. Watanabe.

IT IS ORDERED that the Trial set for May 16, 2011 is VACATED and Defendant's Motion to Continue Trial is DENIED as MOOT. The remainder of the

Defendant's Motion to Continue (Doc. #195) is hereby referred to Magistrate Judge Michael J. Watanabe.

Dated this 1<sup>st</sup> day of March, 2011.

BY THE COURT:

s/ William J. Martínez  
United States District Judge